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Filing date: **10/22/2009**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91187042
Party	Plaintiff Unifine F & Bi B.V.
Correspondence Address	David B. Kirschstein Kirschstein Ottinger Israel & Schiffmiller, P.C. 425 Fifth Avenue, 5th Floor New York, NY 10016-2223 UNITED STATES dbk@kirschsteinlaw.com, de@kirschsteinlaw.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	David B. Kirschstein
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Signature	/DBK/
Date	10/22/2009
Attachments	BELFRUIT Extension.pdf ( 2 pages )(82315 bytes )

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL & APPEAL BOARD

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UNIFINE F & Bi B.V.,

Opposer,

v.

Opposition No. 91-187,042

ZENTIS GmbH & Co. KG,

Applicant.  
-----X

MOTION FOR AN EXTENSION OF DISCOVERY AND  
TRIAL PERIODS WITH CONSENT

Initial Disclosure are due in the above proceeding on October 27, 2009 and Discovery is currently set to close on 04/25/2010. Unifine F & Bi B.V. requests that such dates be extended for 90 days and that all subsequent dates be reset accordingly as follows:

Time to Answer :	CLOSED
Deadline for Discovery Conference :	CLOSED
Discovery Opens :	CLOSED
Initial Disclosures Due :	01/25/2010
Expert Disclosure Due :	06/24/2010
Discovery Closes :	07/24/2010
Plaintiff's Pretrial Disclosures :	09/07/2010
Plaintiff's 30-day Trial Period Ends :	10/22/2010
Defendant's Pretrial Disclosures :	11/06/2010
Defendant's 30-day Trial Period Ends :	12/21/2010
Plaintiff's Rebuttal Disclosures :	01/05/2011
Plaintiff's 15-day Rebuttal Period Ends :	02/04/2011

The reason for this request is that the parties are engaged in settlement discussions. It is not made for the purpose of delay.

Unifine F & Bi B.V. has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

Unifine F & Bi B.V. has provided an e-mail address herewith for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

Respectfully submitted,

KIRSCHSTEIN, OTTINGER,  
ISRAEL & SCHIFFMILLER, P.C.  
*Attorneys for Opposer*  
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(212) 697-3750

By 

DAVID B. KIRSCHSTEIN,  
Reg. No. 17244

Dated: New York, New York  
October 22, 2009

CERTIFICATE OF SERVICE

I hereby certify that the foregoing MOTION FOR AN EXTENSION OF DISCOVERY AND TRIAL PERIODS WITH CONSENT was served upon Opposer's counsel as first class mail, postage pre-paid, by mailing a copy thereof to:

Steven E. Klein, Esq.  
Stoel Rives LLP  
900 Sw 5th Ave Ste 2600  
Portland, or 97204-1268

this 22nd day of October, 2009.

  
Deborah A. Egan